

12-26-01

CPA/1754#

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# **CONTINUING PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL**

(rev. 11/98)

Submit an original, and a duplicate for fee processing.  
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

CHECK BOX, if applicable  
☒ DUPLICATE

Address to:  Assistant Commissioner for Patents Box CPA Washington, DC 20231	Attorney Docket No.	16715-0121 (44861-236277)
	Named Inventor(s)	
	Louis Centofanti Steve Boddeker W. Emmett Bolch George Harder	
	Examiner Name	E. Johnson
	Group/Art Unit	1754
	Express Mail Label No.	EL 910743492 US

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 09/464,253, filed on December 16, 1999, entitled *Methods for the Prevention of Radon Emissions*.

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## **NOTES**

**FILING QUALIFICATIONS:** The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 U.S.C. § 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in this file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

1. ☐ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 in the prior nonprovisional application.
2. ☒ A preliminary amendment is enclosed.
3. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
  - a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application: \_\_\_\_\_
  - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent is enclosed.
5. ☐ Information Disclosure Statement (IDS) is enclosed:
  - a. ☐ PTO-1449
  - b. ☐ Copies of IDS Citations

CLAIMS	FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
	TOTAL CLAIMS	30 - 20* =	10	x \$18 =	\$180
	INDEPENDENT CLAIMS	4 - 3** =	1	x \$84 =	\$84
	MULTIPLE DEPENDENT CLAIMS (if applicable)			+ \$280 =	\$
				BASIC FEE	\$740
				Total of above Calculations =	\$1004
				Reduction by 50% for filing by small entity	\$502
				TOTAL =	\$502

\*Reissue claims in excess of 20 and over original patent.  
 \*\*Reissue independent claims over original patent.

6. Small entity status: Applicant claims small entity status.
7. ☒ A check in the amount of \$502 is enclosed.
8. ☒ [ONLY if 7. applies] The Commissioner is hereby authorized to credit overpayments or charge any additional fees under 37 CFR 1.16 or 1.17 to Deposit Account No. 11-0855.
9. a. ☐ Receipt for Facsimile Transmitted CPA  
 b. ☒ Return Receipt Postcard (Should be specifically itemized)
10. ☒ Other: \_\_\_\_\_

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**NOTE:** The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

**11. NEW CORRESPONDENCE ADDRESS**

☒ Customer Number or Bar Code Label



23370

PATENT TRADEMARK OFFICE

**12. SIGNATURE OF APPLICANT OR ATTORNEY REQUIRED**

Name	Theodore M. Green
Signature	<i>Theodore M. Green</i>
Registration No.	41,801
Date	December 18, 2001



#11/B  
V3  
12/31/01  
PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
CENTOFANTI ET ET AL. )  
)  
Serial No. 09/464,253 )  
)  
Filed: December 16, 1999 )  
)  
For: METHODS FOR THE PREVENTION OF )  
RADON EMISSIONS )

Art Unit: 1754

Examiner: E. Johnson

PRELIMINARY AMENDMENT

Assistant Commissioner For Patents  
Washington, DC 20231

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Sir:

In Continuing Prosecution Application filed herewith, Applicants respectfully request entry of the following amendments to the claims prior to initial examination of the above-mentioned application. Please amend the above-mentioned application as follows:

IN THE CLAIMS:

Please add new claim 30 as follows:

30. ~~A method as claimed and disclosed herein.~~

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